

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA
CRIMINAL DIVISION

JUDGE: SAN FRANCISCO
CR 07 0634 MMC

UNITED STATES OF AMERICA,

v.

DANIEL HICKEY

DEFENDANT.

INDICTMENT

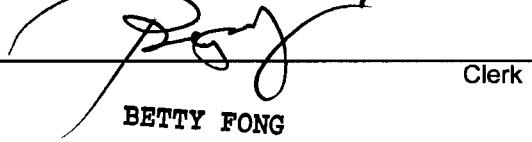
A true bill.



Foreman

Filed in open court this 10 day of

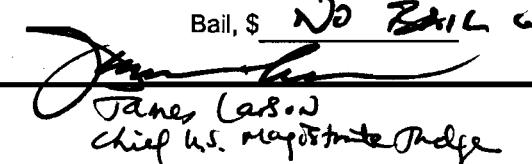
OCTOBER 2007



Clerk
BETTY FONG

Bail, \$

No Bail Warrant



James Larson
Chief U.S. Magistrate Judge

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

18 USC sec. 2252(a)(4)-Possession
 Child Pornography

Petty
 Minor
 Misdemeanor
 Felony

Name of District Court, and/or Judge/Magistrate Location
 NORTHERN DISTRICT OF CALIFORNIA

07 OCT - 9 AM 10:39
 DEFENDANT

ERIK L. WIEKING
 DANIEL HICKERT COURT
 CALIFORNIA

DISTRICT COURT NUMBER

MMC

PENALTY:

10 years imprisonment; \$250,000.00 fine; lifetime supervised release; \$100.00 special assessment

CR

PROCEEDING

Name of Complainant Agency, or Person (&Title, if any)
 FBI

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprocution of charges previously dismissed
 which were dismissed on motion of:

U.S. Att'y Defense
 this prosecution relates to a pending case involving this same defendant
 prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on THIS FORM

SCOTT N. SCHOOLS

U.S. Att'y Other U.S. Agency

Name of Asst. U.S. Att'y (if assigned)

Allison Marston Danner

IS NOT IN CUSTODY

1) Has not been arrested, pending outcome this proceeding.
 If not detained give date any prior summons was served on above charges

2) Is a Fugitive

3) Is on Bail or Release from (show District)

IS IN CUSTODY

4) On this charge
 5) On another conviction
 6) Awaiting trial on other charges } Fed'l State

If answer to (6) is "Yes", show name of institution

Has detainer been filed? Yes } If "Yes" give date filed
 No }

DATE OF ARREST } Month/Day/Year

Or... if Arresting Agency & Warrant were not issued Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY }

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

SUMMONS NO PROCESS* WARRANT Bail Amount: No bail

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____

1 SCOTT N. SCHOOLS (SCBN 9990)
2 United States Attorney
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FILED
1 OCT -9 AM 10:38
RICHARD W. WILKINS
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

9
10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,) No.
14 Plaintiff,) VIOLATION: 18 U.S.C. § 2252(a)(4)(B)-
15 v.) Possession of Child Pornography
16 DANIEL HICKEY,) SAN FRANCISCO VENUE
17 Defendant.)
18 _____

19 INDICTMENT

20 The Grand Jury charges:

21 COUNT ONE: (18 U.S.C. § 2252(a)(4)(B)

22 On or about July 11, 2007, in the Northern District of California, the defendant,

23 DANIEL HICKEY,

24 did knowingly possess one or more matters, that is, a computer hard drive, which contained one
25 or more visual depictions that had been shipped and transported in interstate or foreign
26 commerce, by any means including by computer, where the producing of such visual depictions,
27 as he knew, involved the use of a minor engaging in sexually explicit conduct and such visual
28 \\

INDICTMENT

MMC

depictions were of such conduct, in violation of Title 18, United States Code, Section 2252(a)(4)(B).

FORFEITURE ALLEGATIONS: (18 U.S.C. §§ 2253(a)(1) and (a)(3) - Criminal Forfeiture)

Upon conviction of the offenses alleged in Count One, the defendant,

DANIEL HICKEY,

shall forfeit to the United States, pursuant to Title 18, United States Code, Sections 2253(a)(1) and (a)(3), all visual depictions described in Title 18, United States Code Section 2252, and all property, real or personal, used or intended to be used to commit or promote the commission of the offenses of conviction, including but not limited to the following items that were seized from defendant on July 10, 2007:

a. DELL computer, serial number CN-001494-70821-3594872.

DATED: 10/09/07

A TRUE BILL.


ELEKTRA B.
FOREPERSON

SCOTT N. SCHOOLS
United States Attorney

~~GREGG W. LOWDER~~
Deputy Chief, Major Crimes Section

(Approved as to form: 
AUSA Danner